

AO 440 (Rev 8/01) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

EASTERN

District of

TEXAS, TYLER

FILED-CLERK  
U.S. DISTRICT COURT

2009 JUL -2 AM 10:18

IX EASTERN-MARSHALL

Bedrock Computer Technologies LLC,  
Plaintiff,

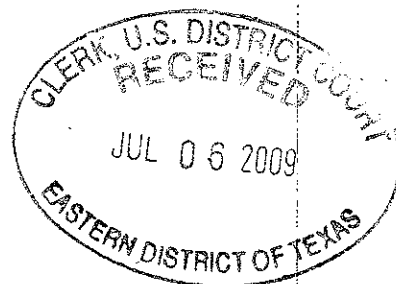
V.

Softlayer Technologies, Inc., et al.,  
Defendants.

## SUMMONS IN A CIVIL ACTION

CASE NUMBER: 6:09-cv-269

TO: (Name and address of Defendant)

PayPal Inc.  
2211 N. 1st Street  
San Jose, California 95131-2021**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)Sam F. Baxter  
McKool Smith, P.C.  
104 E. Houston Street, Suite 300  
P.O. Box 0  
Marshall, Texas 75670

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

A handwritten signature in cursive script that reads "David Malone".


CLERK OF COURT

MLL



6/18/09

DATE

RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE June 19, 2009 @ 4:15 p.m.	
NAME OF SERVER (PRINT) Elwin Stuart	TITLE Process Server	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____ _____		
<input checked="" type="checkbox"/> Other (specify): <u>Delivered to PayPal, Inc. by delivering to their registered agent</u> <u>National Registered Agents, Inc. at 16055 Space Center Blvd., Suite 235,</u> <u>Houston, Texas by delivering to Priscilla Cardenas, Assistant Secretary</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
Executed on <u>June 20, 2009</u> <div style="text-align: center; font-size: small;">Date</div>	<div style="text-align: center;">             _____  <div style="font-size: small;">Signature of Server</div> Elwin Stuart, SCH1192         </div>	
<u>3801 Kirby, #313, Houston, Texas 77098</u> <div style="font-size: small;">Address of Server</div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.